

Amendment No. 1 to SB0435

Bell  
Signature of Sponsor

**AMEND Senate Bill No. 435**

**House Bill No. 474\***

by adding the following new sections immediately prior to the effective date section and renumbering the effective date section accordingly:

SECTION \_\_. Tennessee Code Annotated, Section 39-13-511(a)(1), is amended by adding the following as a new subdivision:

(C) Intentionally engages in the following conduct in the intended presence of another within a residence for the purpose of attaining sexual arousal or gratification:

- (i) Exposure of the person's genitals, buttocks, or female breasts; or
- (ii) Masturbation.

SECTION \_\_. Tennessee Code Annotated, Section 39-13-511(a), is amended by adding the following as a new subdivision:

(4) For subdivision (a)(1)(C) to apply, the defendant must be eighteen (18) years of age or older, and the victim must not have consented to the conduct.

SECTION \_\_. Tennessee Code Annotated, Section 39-13-511(b), is amended by adding the following as a new subdivision:

(5) A violation of subdivision (a)(1)(C) is a Class E felony.

SECTION \_\_. Tennessee Code Annotated, Section 39-13-511(b)(1), is amended by deleting the language "(b)(3) or (b)(4) applies" and substituting instead the language "(b)(3), (b)(4), or (b)(5) applies".